

BEFORE THE
COMMITTEE OF PSYCHOLOGISTS
STATE OF MISSOURI

FILED
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MISSOURI STATE COMMITTEE
OF PSYCHOLOGISTS *pg*

COMMITTEE OF PSYCHOLOGISTS
3605 Missouri Blvd.
P.O. Box 1335
Jefferson City, MO 65109

Committee,

v.

LARRY BURROWS
1125 E. UNIVERSITY
SPRINGFIELD, MO 65807

Licensee.

No. PY-99-05

SETTLEMENT AGREEMENT

Larry Burrows ("Licensee") and the State Committee of Psychologists ("Committee") enter into this Settlement Agreement ("Agreement") for the purpose of resolving the question of whether Burrows' license as a psychologist will be subject to discipline. Licensee and the Committee jointly stipulate and agree that a final disposition of this matter may be effectuated as described below.

1. Licensee acknowledges that he understands the various rights and privileges afforded by law, including the right to appear before the committee and be represented by legal counsel, the right to have all charges against Licensee proven upon the record by competent and substantial evidence, the right to cross-examine any witnesses appearing at the hearing against Licensee, and the right to present evidence

on Licensee's own behalf. Having been advised of these rights provided Licensee by operation of law, Licensee knowingly and voluntarily waives each and every one of these rights and freely enters into this Agreement and agrees to abide by the terms of this document as they pertain to Licensee.

2. Licensee acknowledges that he has been informed of his right to consult legal counsel in this matter.

3. Licensee hereby waives and releases the Committee, its members and any of its employees, agents, or attorneys, including any former Committee members, employees, agents, and attorneys, of, or from, any liability, claim, actions, causes of action, fees, costs and expenses, and compensation, including, but not limited to any claims for attorneys fees and expenses, including any claims pursuant to §536.087, RSMo 1994, or any claim arising under 42 U.S.C. 1983, which may be based upon, arise out of, or relate to any of the matters raised in this case or this Agreement, or from the negotiation or execution of this Agreement. The parties acknowledge that this paragraph is severable from the remaining portions of this Agreement in that it survives in perpetuity even in the event that any court of law deems this Agreement, or any portion thereof, void or unenforceable.

4. The parties stipulate and agree that the agreement between the Committee and the Licensee in Part II herein is based only on the agreement set out in Part I herein. Licensee understands that the Committee may take further disciplinary action

against Licensee based on facts or conduct not specifically mentioned in this document that are either now known to the Committee or may be discovered.

5. Licensee understands and agrees that the State Committee of Psychologists will maintain this Agreement as an open record of the Committee as required by Chapters 337, 610, 620 and 621, RSMo, as amended.

I.

Based upon the foregoing, Committee and Licensee herein jointly stipulate to the following:

JOINT PROPOSED FINDINGS OF FACT

1. The State Committee of Psychologists (the "Committee") is an agency of the State of Missouri created and established pursuant to §337.050, for the purpose of executing and enforcing the provisions of Chapter 337, RSMo.

2. Larry Burrows ("Licensee"), is licensed by the Committee as a psychologist, license number PY00697, which was first issued on July 15, 1979. Licensee's license is current and active.

3. On or about July 21, 1995, Petitioner issued its Findings of Fact, Conclusions of Law and Disciplinary Order ("Disciplinary Order").

4. A true and accurate copy of the Disciplinary Order, signed by the Executive Director for the State Committee of Psychologists, is attached hereto as Exhibit A and is incorporated by reference as though fully set forth herein.

5. Pursuant to the Disciplinary Order, Licensee's license was revoked. However, imposition of the revocation was stayed and Licensee's license was suspended for a period of two (2) years followed by a period of five (5) years probation, commencing July 21, 1995.

6. Licensee appealed the Disciplinary Order to the Circuit Court of Greene County for the State of Missouri ("Circuit Court").

7. On or around July 17, 1997, the Circuit Court issued its Judgment and Order ("Judgment") affirming the Disciplinary Order. The Disciplinary Order became effective July 17, 1997, the day the Circuit Court issued its Judgment.

8. A true and accurate copy of the Judgment is attached hereto as Exhibit B and is incorporated by reference as though fully set forth herein.

9. Pursuant to paragraph D of the Disciplinary Order, Licensee must be evaluated by a psychologist within thirty (30) days after the Committee approves a psychologist.

10. Pursuant to paragraph M of the Disciplinary Order, Licensee must complete a course in professional ethics within one year of the effective date of the Disciplinary Order.

11. Licensee's conduct is such that he has violated the terms and conditions of the Disciplinary Order.

12. Petitioner approved a psychologist on December 4, 1998 and mailed notice to Licensee on January 13, 1999 via regular mail.

13. Licensee failed to get evaluated by a psychologist.
14. Licensee failed to complete a course in ethics.
15. Licensee's failure to get evaluated by a psychologist is a violation of paragraph D of the Disciplinary Order.
16. Licensee's failure to complete a course in ethics is a violation of paragraph M of the Disciplinary Order.
17. In the event that Licensee violates any term or condition of the Agreement, paragraph Z of the Disciplinary Order provides that the Committee may elect to pursue any lawful remedies or procedures afforded to it and is not bound by the Disciplinary Order in its selection of remedies concerning such violation.

II.

Based on the foregoing, the parties mutually agree and stipulate that the following shall constitute the agreement entered by the State Committee of Psychologists in this matter under the authority of §621.110, RSMo 1994. This Agreement will be effective immediately on the date entered and finalized by the Committee.

A. Licensee agrees, in lieu of discipline, to surrender his license to practice as a psychologist, license number PY00697, and return all indicia of licensure, within ten (10) days after the Committee enters into the Agreement.

B. Failure to surrender his license and return all indicia of licensure within ten (10) days after the Committee enters into the Agreement will be considered a violation of the terms and conditions of the Agreement.

C. If the Committee determines that Licensee has violated a term or condition of the Agreement, the Committee may elect to pursue any lawful remedies afforded it and is not bound by the Agreement in its election of remedies concerning that violation.

D. In consideration of the foregoing, the parties consent to the termination of any further proceedings based upon the facts set forth herein.

LICENSEE

Larry H. Burrows
Larry Burrows
Date

Committee

Pamela Groose
Pamela Groose
Executive Director
Date

JEREMIAH W. (JAY) NIXON
Attorney General

Bernabe A. Icaza
Bernabe A. Icaza
Assistant Attorney General
Missouri Bar No. 51282
Date

Broadway State Office Building
Post Office Box 899
Jefferson City, MO 65102
(573) 751-9623
(573) 751-5660 Fax

Attorneys for Committee

EFFECTIVE THIS 12th DAY OF January, ~~1999~~ 2000

RECEIVED

BEFORE THE
STATE COMMITTEE OF PSYCHOLOGISTS
STATE OF MISSOURI

JUL 21 1995

STATE COMMITTEE
OF PSYCHOLOGISTS

STATE COMMITTEE OF PSYCHOLOGISTS,

Petitioner,

v.

LARRY BURROWS

Respondent.

Case No. 92-00155PS

FINDINGS OF FACT, CONCLUSIONS OF LAW
AND DISCIPLINARY ORDER

Findings of Fact

The Administrative Hearing Commission is an agency of the State of Missouri created and established pursuant to § 621.015, RSMo, for the purpose of conducting hearings and making findings of fact and conclusions of law in cases in which disciplinary action may be taken against a licensee or certificate holder by certain agencies, including the Missouri State Committee of Psychologists.

On March 14, 1995, the Administrative Hearing Commission of the State of Missouri entered its Findings of Fact and Conclusions of Law in the case of State Committee of Psychologists v. Larry Burrows, Case No. 92-00155PS. In its decision, the Administrative Hearing Commission found that Respondent's license to practice psychology is subject to disciplinary action by this Committee for violation of Section 337.035.1 (4) RSMo, 1978, and Sections 337.035.2 (5), (6), (13) and (15), RSMo 1986.

Exhibit B.



This Committee has received the record of the proceedings before the Administrative Hearing Commission and the decision. The decision by the Administrative Hearing Commission in Case No. 92-00155PS is incorporated herein by reference as if fully set forth in this document.

This Committee set this matter for disciplinary hearing and served notice of the disciplinary hearing upon Respondent in a proper and timely fashion.

Pursuant to notice and Sections 621.110, RSMo, this Committee held a hearing on May 20, 1995, for the purpose of determining the appropriate disciplinary action against Respondent's license. Respondent was present for the hearing and was represented by counsel, Mr. Richard Crites. The Committee was represented by Assistant Attorney General Daryl Hylton.

Each member of this Committee who participated in this decision certified on the record that he or she had read the Administrative Hearing Commission's Findings of Fact and Conclusions of Law. The following members of this Committee were present throughout the hearing and participated in the Committee's deliberations, vote and order: Dr. Duane Hartley, Dr. Betty Kraemer, Dr. Betty Schlesing, Dr. Carl Willis, Dr. Janice Vanburen and Dr. Clifford Whipple.

Larry Burrows, Respondent, is licensed by the Committee, license number PY00697. Respondent's license is current and active.

Conclusions of Law

This Committee has jurisdiction over this proceeding pursuant to Section 621.110, RSMo.

Respondent's license is subject to disciplinary action by this Committee pursuant to Section 337.035.1 (4), RSMo 1978, and Sections 337.035.2 (5), (6), (13)

and (15), RSMo 1986.

Disciplinary Order

THEREFORE, having fully considered all the evidence before this Committee, and giving full weight to the Findings of Fact and Conclusions of Law of the Administrative Hearing Commission, it is the ORDER of this Committee that the license of Larry Burrows, numbered PY00697, to practice psychology is hereby REVOKED. The revocation shall be stayed, and Respondent's license shall be SUSPENDED for a period of two (2) years. Immediately following the period of suspension, Respondent's license shall be placed on PROBATION for a period of five (5) years. The following terms and conditions shall apply throughout the periods of suspension and probation.

- A. Licensee shall submit all copies and originals of Licensee's psychologist license, wallhanging, and wallet certificate to the State Committee of Psychologists within thirty (30) days of the effective date of this Order to be held during the period of suspension.
- B. During the period of suspension, Licensee shall not engage in any counseling, guidance, psychotherapy, or acts which fall under the definition of the term psychology as set forth in Sections 337.015.3 and 337.015.4 RSMo, 1989, whether license is required for such acts or not.
- C. Licensee may, after completing a mandatory initial evaluation and providing a copy of the written treatment evaluation to the Committee, petition the Committee to waive the period of suspension and to allow Respondent to immediately begin the period of probation. However, the Committee may, at its discretion, deny Respondent's request for waiver

of the period of suspension.

- D. At Licensee's expense, Licensee must undergo an evaluation to assess current functioning and effects of such functioning on Licensee's ability to practice, conducted by a psychologist approved by the State Committee of Psychologists. Within twenty (20) business days of the effective date of this Order, Licensee shall submit a list of no less than five (5) proposed psychologists to conduct the evaluation. The Committee may approve a psychologist from this list, or may require a second list of five (5) psychologists which the Licensee shall submit within twenty (20) business days of the Committee's request. The Licensee must begin the evaluation within thirty (30) days of the Committee's approval. The Licensee must immediately notify the Committee, in writing, of the start date of the evaluation.
- E. The written evaluation must be submitted by the evaluating psychologist to the State Committee of Psychologists within thirty (30) days of the evaluation being initiated. It shall be Licensee's responsibility to ensure that the evaluation is submitted by the evaluating psychologist to the State Committee of Psychologists.
- F. The evaluating psychologist shall be released to discuss the purpose and methods of the evaluation with a representative of the State Committee of Psychologists prior to performing the evaluation. The evaluation will be pursuant to consultation with the State Committee of Psychologists. While Licensee will pay for the evaluation, the evaluating psychologists will work on behalf of the State Committee of Psychologists.

G. Licensee shall abide by the recommendations of the evaluating psychologist set forth in the psychological evaluation. Licensee shall engage in all psychological testing, evaluation, supervision, therapy or other treatment recommended. If therapy is deemed appropriate, the treating psychologist must be different from the psychologist performing the evaluation and must be approved by the State Committee of Psychologists. Licensee shall commence any recommended therapy or treatment within twenty (20) business days of the evaluation completion date.

H. If therapy is deemed appropriate, it must be continued according to the frequency of sessions recommended by the evaluating psychologist. The treatment modality or plan shall reflect issues and themes recommended by the evaluating psychologist as well as any additional treatment goals. Ongoing treatment and documentation should address the evaluating psychologist's recommendation.

I. In the event the treating psychologist becomes unable or decides not to continue serving in his/her capacity as a treating psychologist or otherwise ceases to serve as a treating psychologist during the disciplinary period, then, the Licensee shall:

a) within three (3) business days of being notified of the treating psychologist's inability or decision not to continue serving as the treating psychologist, or otherwise learning of the need to secure a treating psychologist, advise the State Committee in writing that he/she is needing to secure a treating psychologist

and the reasons for such change; and

b) within twenty (20) business days of being notified of the treating psychologist's inability or decision not to continue serving as the treating psychologist, or otherwise learning of the need to secure a treating psychologist, secure a treating psychologist pursuant to and in accordance with the terms and conditions set forth in this Order.

- J. Licensee must give the State Committee of Psychologists or its representative permission to review Licensee's treatment and/or medical records.
- K. Licensee's therapist must report every six (6) months to the State Committee of Psychologists on Licensee's progress. It is Licensee's responsibility to ensure that these reports are provided in a timely manner.
- L. During the disciplinary period, the scope and nature of Licensee's practice as a professional psychologist will be under review of the State Committee of Psychologists. Licensee may not work in settings that increase Licensee's risk for sexual misconduct. Licensee's work setting must be approved by the State Committee of Psychologists.
- M. Within one (1) year of the entry date of this Order, Licensee must complete a professional education course on the topic of professional ethics approved by the State Committee of Psychologists. Such course must be taken in a department of psychology from a regionally accredited university for three (3) hours of graduate credit or a continuing

education course on such topic as approved by the State Committee of Psychologist for no less than forty-five (45) CEU credits. The Licensee must obtain a grade of B or higher in the course. Readings courses, correspondence courses or independent study courses are unacceptable.

N. During the probationary period, Licensee must inform Licensee's worksite supervisor, employers, and all hospitals, institutions, and managed health care organizations with which Licensee is affiliated, that Licensee's work as a professional psychologist is under probation by the State Committee of Psychologists.

O. During the probationary period, Licensee's practice as a professional psychologist shall be supervised on a weekly basis by a psychologist approved by the State Committee of Psychologists. If Licensee has failed to secure a supervisor within twenty (20) business days from the start of probation the Licensee shall cease practicing psychology until a supervisor is secured. Licensee shall be responsible for any payment associated with the supervision. Supervision includes, but is not limited to, weekly onsite face-to-face review of cases, and review of written reports such as case notes, intake assessments, test reports, treatment plans, and progress reports.

P. In the event the supervising psychologist becomes unable or decides not to continue serving in his/her capacity as a supervising psychologist or otherwise ceases to serve as a supervising psychologist during the period of probation, then, the Licensee shall:

a) within three (3) business days of being notified of the

supervising psychologist's inability or decision not to continue serving as the supervising psychologist, or otherwise learning of the need to secure a supervising psychologist, advise the State Committee of Psychologists in writing that he/she is needing to secure a supervising psychologist and the reasons for such change; and

b) within twenty (20) business days of being notified of the supervising psychologist's inability or decision not to continue serving as the supervising psychologist, or otherwise learning of the need to secure a supervising psychologist, secure a supervising psychologist pursuant to and in accordance with the terms and conditions set forth in this Order. After twenty (20) business days, the Licensee shall not practice if he or she has not secured a supervisor.

- Q. The supervising psychologist shall be vested with administrative authority over all matters affecting the provision of psychological health services provided by Licensee.
- R. Licensee's supervisor must report every six (6) months on Licensee's compliance with this Order.
- S. Licensee may not serve as a supervisor for any psychological trainee, psychological intern, psychological resident, psychological assistant, or any person undergoing supervision during the course of obtaining licensure as a psychologist, professional counselor, or social worker.
- T. Licensee must keep the State Committee of Psychologists apprised at all

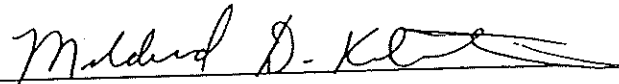
times, in writing, of Licensee's current home and work addresses and telephone numbers.

- U. Licensee is required to pay to the State Committee of Psychologists, in a timely fashion, all requisite fees required by law to renew and keep current Licensee's psychology license in Missouri.
- V. Licensee is required to comply with all provisions of Chapter 337, RSMo, the rules and regulations duly promulgated by the State Committee of Psychologists and state and federal criminal laws.
- W. Licensee must provide periodic reports of Licensee's compliance with this Order every six (6) months.
- X. At Licensee's expense, Licensee must agree to meet with the State Committee of Psychologists at reasonable intervals designated by the Committee.
- Y. Upon the expiration of the disciplinary period, the Licensee's license as a psychologist in Missouri shall be fully restored, provided all provisions of this Order and all other requirements of law have been satisfied.
- Z. If the State Committee of Psychologists determines that the Licensee has violated a term or condition of his/her discipline, or has otherwise failed to comply with the provision of Chapter 337 RSMo, which violation would be actionable in a proceeding before the State Committee of Psychologists or the Administrative Hearing Commission or a Circuit Court, the State Committee of Psychologists may elect to pursue any lawful remedies or procedures afforded to it, and is not bound by this Order in its selection of remedies concerning such violation.

AA. The State Committee of Psychologists will maintain this Order as an open record of the Committee.

IT IS SO ORDERED, effective this 21st day of July, 19 95.

STATE COMMITTEE OF PSYCHOLOGISTS


Mildred Robertson
Executive Director

(SEAL)

IN THE CIRCUIT COURT OF GREENE COUNTY,
STATE OF MISSOURI

RECEIVED
AUG 21 1997
MISSOURI OFFICE
ATTORNEY GENERAL
JUL 17
CIRCUIT CLERK
1-17-97

LARRY BURROWS,

Plaintiff,

v.

STATE COMMITTEE OF
PSYCHOLOGISTS,

Defendant.

Case No. 195CC2910

JUDGMENT AND ORDER

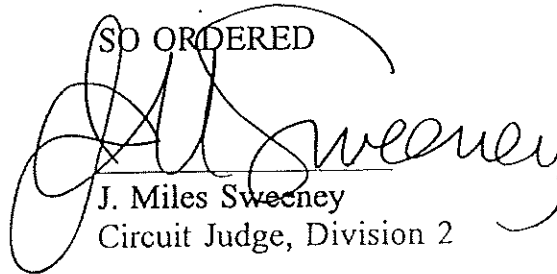
The above cause comes before the Court on Petitioner's Petition for Judicial Review of the Findings of Facts and Conclusions of Law of the Administrative Hearing Commission and the Disciplinary Order of the State Committee of Psychologists. Pursuant to Section 536.140, RSMo, the court, being fully advised, finds the action of the agency:

- (1) is not in violation of any constitutional provisions;
- (2) is not in excess of the statutory authority or jurisdiction of the agency;
- (3) is not unsupported by competent and substantial evidence upon the whole record;
- (4) is not, for any other reason, unauthorized by law;
- (5) is not made upon unlawful procedure or without a fair trial;
- (6) is not arbitrary capricious or unreasonable; and
- (7) does not involve a abuse of discretion.



WHEREFORE, it is Ordered, Adjudged and Decreed that the decision of the Administrative Hearing Commission and of the State Committee of Psychologists is AFFIRMED. Furthermore, the Court hereby lifts all Stay Orders issued by this Court in the above matter.

SO ORDERED

A handwritten signature in black ink, appearing to read "J. Miles Sweeney", is written over a horizontal line. The signature is stylized with large, flowing loops.

J. Miles Sweeney
Circuit Judge, Division 2

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JUN 23 1995

BEFORE THE
STATE COMMITTEE OF PSYCHOLOGISTS
STATE OF MISSOURI

STATE COMMITTEE
OF PSYCHOLOGISTS

STATE COMMITTEE OF PSYCHOLOGISTS,

Petitioner,

v.

LARRY BURROWS

Respondent.

Case No. 92-00155PS

**FINDINGS OF FACT, CONCLUSIONS OF LAW
AND DISCIPLINARY ORDER**

Findings of Fact

The Administrative Hearing Commission is an agency of the State of Missouri created and established pursuant to § 621.015, RSMo, for the purpose of conducting hearings and making findings of fact and conclusions of law in cases in which disciplinary action may be taken against a licensee or certificate holder by certain agencies, including the Missouri State Committee of Psychologists.

On March 14, 1995, the Administrative Hearing Commission of the State of Missouri entered its Findings of Fact and Conclusions of Law in the case of State Committee of Psychologists v. Larry Burrows, Case No. 92-00155PS. In its decision, the Administrative Hearing Commission found that Respondent's license to practice psychology is subject to disciplinary action by this Committee for violation of Section 337.035.1 (4) RSMo, 1978, and Sections 337.035.2 (5), (6), (13) and (15), RSMo 1986.

This Committee has received the record of the proceedings before the Administrative Hearing Commission and the decision. The decision by the Administrative Hearing Commission in Case No. 92-00155PS is incorporated herein by reference as if fully set forth in this document.

This Committee set this matter for disciplinary hearing and served notice of the disciplinary hearing upon Respondent in a proper and timely fashion.

Pursuant to notice and Sections 621.110, RSMo, this Committee held a hearing on May 20, 1995, for the purpose of determining the appropriate disciplinary action against Respondent's license. Respondent was present for the hearing and was represented by counsel, Mr. Richard Crites. The Committee was represented by Assistant Attorney General Daryl Hylton.

Each member of this Committee who participated in this decision certified on the record that he or she had read the Administrative Hearing Commission's Findings of Fact and Conclusions of Law. The following members of this Committee were present throughout the hearing and participated in the Committee's deliberations, vote and order: Dr. Duane Hartley, Dr. Betty Kraemer, Dr. Berry Schlesing, Dr. Carl Willis, Dr. Janice Vanburen and Dr. Clifford Whipple.

Larry Burrows, Respondent, is licensed by the Committee, license number PY00697. Respondent's license is current and active.

Conclusions of Law

This Committee has jurisdiction over this proceeding pursuant to Section 621.110, RSMo.

Respondent's license is subject to disciplinary action by this Committee pursuant to Section 337.035.1 (4), RSMo 1978, and Sections 337.035.2 (5), (6), (13)

and (15), RSMo 1986.

Disciplinary Order

THEREFORE, having fully considered all the evidence before this Committee, and giving full weight to the Findings of Fact and Conclusions of Law of the Administrative Hearing Commission, it is the ORDER of this Committee that the license of Larry Burrows, numbered PY00697, to practice psychology is hereby REVOKED. The revocation shall be stayed, and Respondent's license shall SUSPENDED for a period of two (2) years. Immediately following the period of suspension, Respondent's license shall be placed on PROBATION for a period of five (5) years. The following terms and conditions shall apply throughout the periods of suspension and probation.

- A. Licensee shall submit all copies and originals of Licensee's psychologist license, wallhanging, and wallet certificate to the State Committee of Psychologists within thirty (30) days of the effective date of this Order to be held during the period of suspension.
- B. During the period of suspension, Licensee shall not engage in any counseling, guidance, psychotherapy, or acts which fall under the definition of the term psychology as set forth in Sections 337.015.3 and 337.015.4 RSMo, 1989, whether license is required for such acts or not.
- C. Licensee may, after completing a mandatory initial evaluation and providing a copy of the written treatment evaluation to the Committee, petition the Committee to waive the period of suspension and to allow Respondent to immediately begin the period of probation. However, the Committee may, at its discretion, deny Respondent's request for waiver

of the period of suspension.

- D. At Licensee's expense, Licensee must undergo an evaluation to assess current functioning and effects of such functioning on licensee's ability to practice, conducted by a psychologist approved by the State Committee of Psychologists. Within twenty (20) business days of the effective date of this Order, Licensee shall submit a list of no less than five (5) proposed psychologists to conduct the evaluation. The Committee may approve a psychologist from this list, or may require a second list of five (5) psychologists which the Licensee shall submit within twenty (20) business days of the Committee's request. The Licensee must begin the evaluation within thirty (30) days of the Committee's approval. The Licensee must immediately notify the Committee, in writing, of the start date of the evaluation.
- E. The written evaluation must be submitted by the evaluating psychologist to the State Committee of Psychologists within thirty (30) days of the evaluation being initiated. It shall be Licensee's responsibility to ensure that the evaluation is submitted by the evaluating psychologist to the State Committee of Psychologists.
- F. The evaluating psychologist shall be released to discuss the purpose and methods of the evaluation with a representative of the State Committee of Psychologists prior to performing the evaluation. The evaluation will be pursuant to consultation with the State Committee of Psychologists. While Licensee will pay for the evaluation, the evaluating psychologists will work on behalf of the State Committee of Psychologists.

- G. Licensee shall abide by the recommendations of the evaluating psychologist set forth in the psychological evaluation. Licensee shall engage in all psychological testing, evaluation, supervision, therapy or other treatment recommended. If therapy is deemed appropriate, the treating psychologist must be different from the psychologist performing the evaluation and must be approved by the State Committee of Psychologists. Licensee shall commence any recommended therapy or treatment within twenty (20) business days of the evaluation completion date.
- H. If therapy is deemed appropriate, it must be continued according to the frequency of sessions recommended by the evaluating psychologist. The treatment modality or plan shall reflect issues and themes recommended by the evaluating psychologist as well as any additional treatment goals. Ongoing treatment and documentation should address the evaluating psychologist's recommendation.
- I. In the event the treating psychologist becomes unable or decides not to continue serving in his/her capacity as a treating psychologist or otherwise ceases to serve as a treating psychologist during the disciplinary period, then, the Licensee shall:
- a) within three (3) business days of being notified of the treating psychologist's inability or decision not to continue serving as the treating psychologist, or otherwise learning of the need to secure a treating psychologist, advise the State Committee in writing that he/she is needing to secure a treating psychologist

and the reasons for such change; and

b) within twenty (20) business days of being notified of the treating psychologist's inability or decision not to continue serving as the treating psychologist, or otherwise learning of the need to secure a treating psychologist, secure a treating psychologist pursuant to and in accordance with the terms and conditions set forth in this agreement.

- J. Licensee must give the State Committee of Psychologists or its representative permission to review Licensee's treatment and/or medical records.
- K. Licensee's therapist must report every six (6) months to the State Committee of Psychologists on Licensee's progress. It is Licensee's responsibility to ensure that these reports are provided in a timely manner.
- L. During the disciplinary period, the scope and nature of Licensee's practice as a professional psychologist will be under review of the State Committee of Psychologists. Licensee may not work in settings that increase Licensee's risk for sexual misconduct. Licensee's work setting must be approved by the State Committee of Psychologists.
- M. Licensee must complete a professional education course on the topic of professional ethics approved by the State Committee of Psychologists. Such course must be taken in a department of psychology from a regionally accredited university for graduate credit of no less than forty-five (45) CEU credits. The Licensee must obtain a grade of B or higher

in the course. Readings courses, correspondence courses or independent study courses are unacceptable.

- N. During the probationary period, Licensee must inform Licensee's worksite supervisor, employers, and all hospitals, institutions, and managed health care organizations with which licensee is affiliated, that Licensee's work as a professional psychologist is under probation by the State Committee of Psychologists.
- O. During the probationary period, Licensee's practice as a professional psychologist shall be supervised on a weekly basis by a psychologist approved by the State Committee of Psychologists. If Licensee has failed to secure a supervisor within twenty (20) business days from the start of probation the Licensee shall cease practicing psychology until a supervisor is secured. Licensee shall be responsible for any payment associated with the supervision. Supervision includes, but is not limited to, weekly onsite face-to-face review of all cases, and review of all written reports such as case notes, intake assessments, test reports, treatment plans, and progress reports.
- P. In the event the supervising psychologist becomes unable or decides not to continue serving in his/her capacity as a supervising psychologist or otherwise ceases to serve as a supervising psychologist during the period of probation, then, the Licensee shall:
 - a) within three (3) business days of being notified of the supervising psychologist's inability or decision not to continue serving as the supervising psychologist, or otherwise learning of

the need to secure a supervising psychologist, advise the State Committee of Psychologists in writing that he/she is needing to secure a supervising psychologist and the reasons for such change; and

b) within twenty (20) business days of being notified of the supervising psychologist's inability or decision not to continue serving as the supervising psychologist, or otherwise learning of the need to secure a supervising psychologist, secure a supervising psychologist pursuant to and in accordance with the terms and conditions set forth in this agreement. After twenty (20) business days, the Licensee shall not practice if he or she has not secured a supervisor.

- Q. The supervising psychologist shall be vested with administrative authority over all matters affecting the provision of psychological health services provided by Licensee so that the ultimate responsibility for the welfare of every client is maintained by the supervising psychologist.
- R. Licensee must seek, at Licensee's own expense, ongoing treatment from a psychologist or clinician approved by the State Committee of Psychologists. Licensee's therapist must report on Licensee's progress to the State Committee of Psychologists every six months. It is Licensee's responsibility to ensure that these written reports are provided in a timely manner.
- S. Licensee must give the State Committee of Psychologists or its representatives permission to review Licensee's personal treatment or

- T. Licensee must keep the State Committee of Psychologists apprised at all times, in writing, of Licensee's current home and work addresses and telephone numbers.
- U. Licensee is required to pay to the State Committee of Psychologists, in a timely fashion, all requisite fees required by law to renew and keep current Licensee's psychology license in Missouri.
- V. Licensee is required to comply with all provisions of Chapter 337, RSMo, the rules and regulations duly promulgated by the State Committee of Psychologists and state and federal criminal laws.
- W. Licensee must provide periodic reports of Licensee's compliance with this order every six (6) months.
- X. At Licensee's expense, Licensee must agree to meet with the State Committee of Psychologists at reasonable intervals designated by the Committee.
- Y. Upon the expiration of the disciplinary period, the Licensee's license as a psychologist in Missouri shall be fully restored, provided all provisions of this Order and all other requirements of law have been satisfied.
- Z. If the State Committee of Psychologists determines that the Licensee has violated a term or condition of his/her discipline, or has otherwise failed to comply with the provision of Chapter 337 RSMo, which violation would be actionable in a proceeding before the State Committee of Psychologists or the Administrative Hearing Commission or a Circuit Court, the State Committee of Psychologists may elect to pursue any lawful remedies or procedures afforded to it, and is not bound by this

Order in its selection of remedies concerning such violation.

AA. The State Committee of Psychologists will maintain this Order as an open record of the Committee.

IT IS SO ORDERED, effective this _____ day of _____, 19 ____.

STATE COMMITTEE OF PSYCHOLOGISTS



Mildred Robertson
Executive Director

(SEAL)

RECEIVED

BEFORE THE
STATE COMMITTEE OF PSYCHOLOGISTS
STATE OF MISSOURI

JUL 21 1995

STATE COMMITTEE
OF PSYCHOLOGISTS

STATE COMMITTEE OF PSYCHOLOGISTS,)
)
Petitioner,)
)
v.)
)
LARRY BURROWS)
)
Respondent.)

Case No. 92-00155PS

FINDINGS OF FACT, CONCLUSIONS OF LAW
AND DISCIPLINARY ORDER

Findings of Fact

The Administrative Hearing Commission is an agency of the State of Missouri created and established pursuant to § 621.015, RSMo, for the purpose of conducting hearings and making findings of fact and conclusions of law in cases in which disciplinary action may be taken against a licensee or certificate holder by certain agencies, including the Missouri State Committee of Psychologists.

On March 14, 1995, the Administrative Hearing Commission of the State of Missouri entered its Findings of Fact and Conclusions of Law in the case of State Committee of Psychologists v. Larry Burrows, Case No. 92-00155PS. In its decision, the Administrative Hearing Commission found that Respondent's license to practice psychology is subject to disciplinary action by this Committee for violation of Section 337.035.1 (4) RSMo, 1978, and Sections 337.035.2 (5), (6), (13) and (15), RSMo 1986.

This Committee has received the record of the proceedings before the Administrative Hearing Commission and the decision. The decision by the Administrative Hearing Commission in Case No. 92-00155PS is incorporated herein by reference as if fully set forth in this document.

This Committee set this matter for disciplinary hearing and served notice of the disciplinary hearing upon Respondent in a proper and timely fashion.

Pursuant to notice and Sections 621.110, RSMo, this Committee held a hearing on May 20, 1995, for the purpose of determining the appropriate disciplinary action against Respondent's license. Respondent was present for the hearing and was represented by counsel, Mr. Richard Crites. The Committee was represented by Assistant Attorney General Daryl Hylton.

Each member of this Committee who participated in this decision certified on the record that he or she had read the Administrative Hearing Commission's Findings of Fact and Conclusions of Law. The following members of this Committee were present throughout the hearing and participated in the Committee's deliberations, vote and order: Dr. Duane Hartley, Dr. Betty Kraemer, Dr. Betty Schlesing, Dr. Carl Willis, Dr. Janice Vanburen and Dr. Clifford Whipple.

Larry Burrows, Respondent, is licensed by the Committee, license number PY00697. Respondent's license is current and active.

Conclusions of Law

This Committee has jurisdiction over this proceeding pursuant to Section 621.110, RSMo.

Respondent's license is subject to disciplinary action by this Committee pursuant to Section 337.035.1 (4), RSMo 1978, and Sections 337.035.2 (5), (6), (13)

and (15), RSMo 1986.

Disciplinary Order

THEREFORE, having fully considered all the evidence before this Committee, and giving full weight to the Findings of Fact and Conclusions of Law of the Administrative Hearing Commission, it is the ORDER of this Committee that the license of Larry Burrows, numbered PY00697, to practice psychology is hereby REVOKED. The revocation shall be stayed, and Respondent's license shall be SUSPENDED for a period of two (2) years. Immediately following the period of suspension, Respondent's license shall be placed on PROBATION for a period of five (5) years. The following terms and conditions shall apply throughout the periods of suspension and probation.

- A. Licensee shall submit all copies and originals of Licensee's psychologist license, wallhanging, and wallet certificate to the State Committee of Psychologists within thirty (30) days of the effective date of this Order to be held during the period of suspension.
- B. During the period of suspension, Licensee shall not engage in any counseling, guidance, psychotherapy, or acts which fall under the definition of the term psychology as set forth in Sections 337.015.3 and 337.015.4 RSMo, 1989, whether license is required for such acts or not.
- C. Licensee may, after completing a mandatory initial evaluation and providing a copy of the written treatment evaluation to the Committee, petition the Committee to waive the period of suspension and to allow Respondent to immediately begin the period of probation. However, the Committee may, at its discretion, deny Respondent's request for waiver

of the period of suspension.

- D. At Licensee's expense, Licensee must undergo an evaluation to assess current functioning and effects of such functioning on Licensee's ability to practice, conducted by a psychologist approved by the State Committee of Psychologists. Within twenty (20) business days of the effective date of this Order, Licensee shall submit a list of no less than five (5) proposed psychologists to conduct the evaluation. The Committee may approve a psychologist from this list, or may require a second list of five (5) psychologists which the Licensee shall submit within twenty (20) business days of the Committee's request. The Licensee must begin the evaluation within thirty (30) days of the Committee's approval. The Licensee must immediately notify the Committee, in writing, of the start date of the evaluation.
- E. The written evaluation must be submitted by the evaluating psychologist to the State Committee of Psychologists within thirty (30) days of the evaluation being initiated. It shall be Licensee's responsibility to ensure that the evaluation is submitted by the evaluating psychologist to the State Committee of Psychologists.
- F. The evaluating psychologist shall be released to discuss the purpose and methods of the evaluation with a representative of the State Committee of Psychologists prior to performing the evaluation. The evaluation will be pursuant to consultation with the State Committee of Psychologists. While Licensee will pay for the evaluation, the evaluating psychologists will work on behalf of the State Committee of Psychologists.

- G. Licensee shall abide by the recommendations of the evaluating psychologist set forth in the psychological evaluation. Licensee shall engage in all psychological testing, evaluation, supervision, therapy or other treatment recommended. If therapy is deemed appropriate, the treating psychologist must be different from the psychologist performing the evaluation and must be approved by the State Committee of Psychologists. Licensee shall commence any recommended therapy or treatment within twenty (20) business days of the evaluation completion date.
- H. If therapy is deemed appropriate, it must be continued according to the frequency of sessions recommended by the evaluating psychologist. The treatment modality or plan shall reflect issues and themes recommended by the evaluating psychologist as well as any additional treatment goals. Ongoing treatment and documentation should address the evaluating psychologist's recommendation.
- I. In the event the treating psychologist becomes unable or decides not to continue serving in his/her capacity as a treating psychologist or otherwise ceases to serve as a treating psychologist, during the disciplinary period, then, the Licensee shall:
- a) within three (3) business days of being notified of the treating psychologist's inability or decision not to continue serving as the treating psychologist, or otherwise learning of the need to secure a treating psychologist, advise the State Committee in writing that he/she is needing to secure a treating psychologist

and the reasons for such change; and

b) within twenty (20) business days of being notified of the treating psychologist's inability or decision not to continue serving as the treating psychologist, or otherwise learning of the need to secure a treating psychologist, secure a treating psychologist pursuant to and in accordance with the terms and conditions set forth in this Order.

- J. Licensee must give the State Committee of Psychologists or its representative permission to review Licensee's treatment and/or medical records.
- K. Licensee's therapist must report every six (6) months to the State Committee of Psychologists on Licensee's progress. It is Licensee's responsibility to ensure that these reports are provided in a timely manner.
- L. During the disciplinary period, the scope and nature of Licensee's practice as a professional psychologist will be under review of the State Committee of Psychologists. Licensee may not work in settings that increase Licensee's risk for sexual misconduct. Licensee's work setting must be approved by the State Committee of Psychologists.
- M. Within one (1) year of the entry date of this Order, Licensee must complete a professional education course on the topic of professional ethics approved by the State Committee of Psychologists. Such course must be taken in a department of psychology from a regionally accredited university for three (3) hours of graduate credit or a continuing

education course on such topic as approved by the State Committee of Psychologist for no less than forty-five (45) CEU credits. The Licensee must obtain a grade of B or higher in the course. Readings courses, correspondence courses or independent study courses are unacceptable.

- N. During the probationary period, Licensee must inform Licensee's worksite supervisor, employers, and all hospitals, institutions, and managed health care organizations with which Licensee is affiliated, that Licensee's work as a professional psychologist is under probation by the State Committee of Psychologists.
- O. During the probationary period, Licensee's practice as a professional psychologist shall be supervised on a weekly basis by a psychologist approved by the State Committee of Psychologists. If Licensee has failed to secure a supervisor within twenty (20) business days from the start of probation the Licensee shall cease practicing psychology until a supervisor is secured. Licensee shall be responsible for any payment associated with the supervision. Supervision includes, but is not limited to, weekly onsite face-to-face review of cases, and review of written reports such as case notes, intake assessments, test reports, treatment plans, and progress reports.
- P. In the event the supervising psychologist becomes unable or decides not to continue serving in his/her capacity as a supervising psychologist or otherwise ceases to serve as a supervising psychologist during the period of probation, then, the Licensee shall:

- a) within three (3) business days of being notified of the

supervising psychologist's inability or decision not to continue serving as the supervising psychologist, or otherwise learning of the need to secure a supervising psychologist, advise the State Committee of Psychologists in writing that he/she is needing to secure a supervising psychologist and the reasons for such change; and

b) within twenty (20) business days of being notified of the supervising psychologist's inability or decision not to continue serving as the supervising psychologist, or otherwise learning of the need to secure a supervising psychologist, secure a supervising psychologist pursuant to and in accordance with the terms and conditions set forth in this Order. After twenty (20) business days, the Licensee shall not practice if he or she has not secured a supervisor.

- Q. The supervising psychologist shall be vested with administrative authority over all matters affecting the provision of psychological health services provided by Licensee.
- R. Licensee's supervisor must report every six (6) months on Licensee's compliance with this Order.
- S. Licensee may not serve as a supervisor for any psychological trainee, psychological intern, psychological resident, psychological assistant, or any person undergoing supervision during the course of obtaining licensure as a psychologist, professional counselor, or social worker.
- T. Licensee must keep the State Committee of Psychologists apprised at all

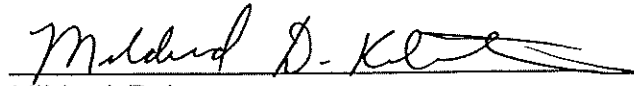
times, in writing, of Licensee's current home and work addresses and telephone numbers.

- U. Licensee is required to pay to the State Committee of Psychologists, in a timely fashion, all requisite fees required by law to renew and keep current Licensee's psychology license in Missouri.
- V. Licensee is required to comply with all provisions of Chapter 337, RSMo, the rules and regulations duly promulgated by the State Committee of Psychologists and state and federal criminal laws.
- W. Licensee must provide periodic reports of Licensee's compliance with this Order every six (6) months.
- X. At Licensee's expense, Licensee must agree to meet with the State Committee of Psychologists at reasonable intervals designated by the Committee.
- Y. Upon the expiration of the disciplinary period, the Licensee's license as a psychologist in Missouri shall be fully restored, provided all provisions of this Order and all other requirements of law have been satisfied.
- Z. If the State Committee of Psychologists determines that the Licensee has violated a term or condition of his/her discipline, or has otherwise failed to comply with the provision of Chapter 337 RSMo, which violation would be actionable in a proceeding before the State Committee of Psychologists or the Administrative Hearing Commission or a Circuit Court, the State Committee of Psychologists may elect to pursue any lawful remedies or procedures afforded to it, and is not bound by this Order in its selection of remedies concerning such violation.

AA. The State Committee of Psychologists will maintain this Order as an open record of the Committee.

IT IS SO ORDERED, effective this 21st day of July, 19 95.

STATE COMMITTEE OF PSYCHOLOGISTS



Mildred Robertson
Executive Director

(SEAL)